



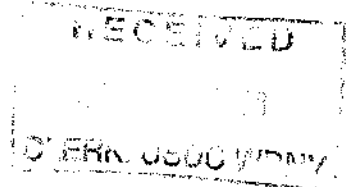
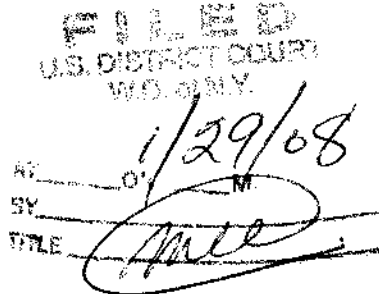
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION
312 North Spring Street, Room G-8
Los Angeles, CA 90012
Tel: (213) 894-3535

SOUTHERN DIVISION
411 West Fourth Street, Suite 1053
Santa Ana, CA 92701-4516
(714) 338-4750

SHERRI R. CARTER
District Court Executive and
Clerk of Court

EASTERN DIVISION
3470 Twelfth Street, Room 134
Riverside, CA 92501
(951) 328-4450

January 23, 2008
Western District Of New York
United States District Court
304 United States Courthouse
68 Court Street
Buffalo, NY 14202-3328



Re: Transfer to U.S. Magistrate Judge

Case No. Our case # 08-68 M / Your case #07-M-1054

Case Title: USA v. Jose Roman, Jr.

Dear Sir/Madam:

Pursuant to Rule 40 of the Federal Rules of Criminal Procedure, enclosed are the following:

- ☒ Certified copy of entire case file.
- ☒ Certified copy of docket sheet
- ☐ Letter re status of property bond
- ☐ Original bond enclosed
 - ☐ Original bond to be forwarded by the Fiscal Section
- ☒ Certified copy of final commitment
- ☐ Original Passport
- ☐ Original Declaration re: Passport
- ☒ Other NFPV (not for public view) document #8- Financial Affidavit

Please acknowledge receipt on the copy of this letter and return to this office.

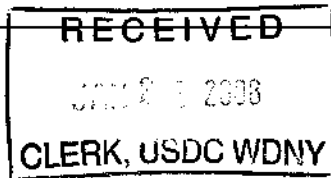
Sincerely,

Clerk, U.S. District Court

By M. WARREN
Deputy Clerk 213-894-8288

cc: U.S. Attorney (Central District of California)
U.S. Attorney (Receiving district)

Receipt of the above-described documents is acknowledged herewith and assigned case number:



Clerk, U.S. District Court

By [Signature]
Deputy Clerk

Date

CRIMINAL DOCKET FOR CASE #: 2:08-mj-00068-DUTY All Defendants

FILED

Case title: USA v. Roman

Date Filed: 01/16/2008

Date Terminated: 01/17/2008

Assigned to: Duty Magistrate Judge



JAN 28 2008

Defendant

CLERK, US DISTRICT COURT, WDNV

Jose Roman, Jr. (1)

TERMINATED: 01/17/2008

represented by Myra J Sun

Federal Public Defenders Office

321 E 2nd St

Los Angeles, CA 90012-4206

213-894-2854

Email: zzCAC_FPD_Document_Receiving@fd.org

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Public Defender or Community Defender
Appointment

I hereby attest and certify on 1/24/08
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MELONI WARREN

DEPUTY CLERK



1152

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

Defendant in violation of 18:3146

Disposition

Defendant Held to Answer to the USDC, Western
District of New York at Buffalo.

Plaintiff

USA

represented by US Attorney's Office

AUSA - Office of US Attorney

312 N Spring St, 12th Floor

Los Angeles, CA 90012-4700

213-894-2434

Email: USACAC.Criminal@usdoj.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/16/2008	<u>1</u>	AFFIDAVIT RE: OUT-OF-DISTRICT WARRANT (Rule 5(c)(3)) filed as to defendant Jose Roman, Jr, originating in the Western District of New York. Defendant charged in violation of: 18:3146. Signed by agent I. Navarro, USMS, DUSM. (mw) (Entered: 01/23/2008)
01/16/2008	<u>2</u>	REPORT COMMENCING CRIMINAL ACTION as to Defendant Jose Roman, Jr; defendants Year of Birth: 1980; date of arrest: 1/15/2008 (mw) (Entered: 01/23/2008)

01/16/2008	Case 1:07-mj-01054-JJM Document 21 Filed 01/29/08 Page 3 of 19	3	Defendant Jose Roman, Jr arrested on warrant issued by the USDC Western District of New York at Buffalo. (mw) (Entered: 01/23/2008)
01/16/2008		4	MINUTES OF ARREST ON OUT OF DISTRICT WARRANT held before Magistrate Judge Carla Woehrle as to Defendant Jose Roman, Jr Defendant arraigned and states true name is as charged. Attorney: Myra J Sun for Jose Roman, Jr, DFPD, present. Court orders defendant permanently detained. Defendant remanded to the custody or currently in the custody of the US Marshal. Court orders defendant held to answer to Western District of New York. Warrant of Removal and final commitment to issue. Court Smart: CS 1/16/08. (mw) (Entered: 01/23/2008)
01/16/2008		5	NOTICE OF REQUEST FOR DETENTION filed by Plaintiff USA as to Defendant Jose Roman, Jr (mw) (Entered: 01/23/2008)
01/16/2008		6	ORDER OF DETENTION by Magistrate Judge Carla Woehrle as to Defendant Jose Roman, Jr, (mw) (Entered: 01/23/2008)
01/16/2008		7	WAIVER OF RIGHTS approved by Magistrate Judge Carla Woehrle as to Defendant Jose Roman, Jr. (mw) (Entered: 01/23/2008)
01/16/2008		8	FINANCIAL AFFIDAVIT filed as to Defendant Jose Roman, Jr. (mw) (Entered: 01/23/2008)
01/17/2008		9	WARRANT OF REMOVAL AND COMMITMENT by Magistrate Judge Carla Woehrle that Defendant Jose Roman, Jr be removed to the Western District of New York (Attachments: # <u>1</u> Letter Re: Rule 5(c) (3)- Transfer Out) (mw) (Entered: 01/24/2008)

PACER Service Center			
Transaction Receipt			
01/24/2008 14:03:57			
PACER Login:	us3877	Client Code:	
Description:	Docket Report	Search Criteria:	2:08-mj-00068-DUTY
Billable Pages:	1	Cost:	0.08

FILED

I hereby attest and certify on 1/24/08
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MELONI WARREN
DEPUTY CLERK



1152

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

2008 JAN 16 PM 12:29

CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

CASE NUMBER

38-0068M

PLAINTIFF(S)

02 M 1054

v.

JDSR ROMAN JR

DEFENDANT(S).

AFFIDAVIT RE
OUT-OF-DISTRICT WARRANT

The above-named defendant was charged by: COURT ORDER
in the WESTERN District of NEW YORK on 1-3-08
at 13-08 ☐ a.m. / ☐ p.m. The offense was allegedly committed on or about 13-08
in violation of Title 18 U.S.C., Section(s) 3146
to wit: ETA

A warrant for defendant's arrest was issued by: JUDGE MR CARTHY

Bond of \$ NONE was ☐ set / ☐ recommended.

Type of Bond:

Relevant document(s) on hand (attach):

I swear that the foregoing is true and correct to the best of my knowledge.

Sworn to before me, and subscribed in my presence on 01/16/08, by

(Signature), Deputy Clerk.

Signature of Agent

Print Name of Agent

Agency

Title

I hereby attest and certify on 1/24/08
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MELONI WARREN
DEPUTY CLERK



1152

FILED

2008 JAN 16 PM 12:15

U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

PLAINTIFF

v.

JOSE ROMAN JR. ✓

DEFENDANT(S).

CASE NUMBER

08-0068M

0701054
REPORT COMMENCING CRIMINAL
ACTION

TO: CLERK'S OFFICE, U. S. DISTRICT COURT

All items are to be completed. Information not applicable or unknown will be indicated as "N/A".

- Date and time of arrest 1/15/08 2:00 ☐ AM ☒ PM
- Charges under which defendant has been booked at Metropolitan Detention Center (MDC):
10/3146 - FTA ✓
- Offense charged is a: ☒ Felony ☐ Minor Offense ☐ Petty Offense ☐ Other Misdemeanor
- U.S. Citizen: ☒ Yes ☐ No ☐ Unknown
- Year of Birth: 1980 ✓
- The defendant is: ☒ Presently in custody on this charge.
☐ At liberty on bond posted before a Magistrate Judge.
☐ At liberty and warrant is requested.
☐ Federal - In custody on another conviction.
☐ State - In custody awaiting trial on these charges.
- Place of detention (if out-of-district): N/A
- Date detainer placed on defendant: N/A
- This is a reprosecution of previously dismissed charges. (Docket/Case No. _____)
- Name of Pretrial Services Officer: DUTY OFFICER. ✓
- Remarks (if any): _____
- Date: 1/16/08
- Signature: [Signature] ✓
- Name: F. WARREN
- Title: Clerk

AO 442 (Rev. 08/07) Warrant for Arrest

UNITED STATES DISTRICT COURT

WESTERN

District of

NEW YORK

UNITED STATES OF AMERICA

V.

JOSE ROMAN, JR.

WARRANT FOR ARREST

Case Number: 07-M-1054

To: The United States Marshal
and any Authorized United States Officer

08-0068

2008 JAN 29 PM 12:29
CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

FILED

YOU ARE HEREBY COMMANDED to arrest

JOSE ROMAN, JR.

Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☐ Indictment ☐ Information ☐ Complaint ☒ Order of court☐ Pretrial Release
Violation Petition ☐ Probation
Violation Petition ☐ Supervised Release
ViolationI hereby attest and certify on 1/24/08
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

charging him or her with (brief description of offense)

failing to appear before the Court as required by the conditions of release

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIAMELONI WARREN
DEPUTY CLERK☒ in violation of Title 18 United States Code, Section(s) 3146(a)(1)☐ in violation of the conditions of his or her pretrial release imposed by the court.☐ in violation of the conditions of his or her supervision imposed by the court.

HON. JEREMIAH J. MCCARTHY

Name of Issuing Officer

UNITED STATES MAGISTRATE JUDGE

Title of Issuing Officer

Signature of Issuing Officer

Date and Location

RETURN

This warrant was received and executed with the arrest of the above-named individual at

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

UNITED STATES OF AMERICA,

vs.

Jose Roman, Jr.

Plaintiff,

Defendant.

Western Division

Case Number: 2:08-MJ-00068

Initial App. Date: 01/16/2008

Out of District Affidavit

Initial App. Time: 2:00 PM

Date Filed: 01/16/2008

Violation: 18:3146(a)(1)

CourtSmart: CS 1-16-08

PROCEEDINGS HELD BEFORE UNITED STATES
MAGISTRATE JUDGE: Carla WoehrléCALENDAR/PROCEEDINGS SHEET
LOCAL/OUT-OF-DISTRICT CASE

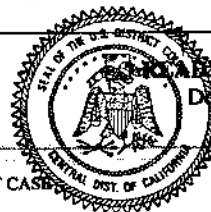
PRESENT:

Donna Y. Thomas

C. Anglon-Reed
Deputy ClerkJean Claude Andre
Assistant U.S. Attorney

None

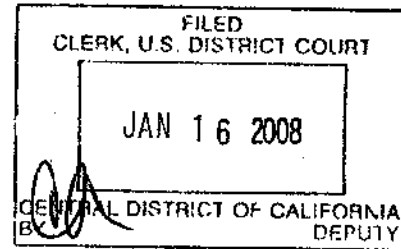
Interpreter/Language

☒ Defendant informed of charge and right to: remain silent; appointment of counsel, if indigent; right to bail; bail review and
☒ preliminary hearing OR ☒ removal hearing / Rule 20.☒ Defendant states true name ☒ is as charged ☐ is☒ Defendant advised of consequences of false statement in financial affidavit. ☐ Financial Affidavit ordered SEALED.☒ Attorney: Myra Sun, DFPD ☒ Appointed ☐ Prev. Appointed ☐ Poss. Contribution (see separate order)☐ Special appearance by:☒ Government's request for detention is: ☒ GRANTED ☐ DENIED ☐ WITHDRAWN ☐ CONTINUED☒ Defendant is ordered: ☒ Permanently Detained ☐ Temporarily Detained (see separate order).☐ BAIL FIXED AT \$ (SEE ATTACHED COPY OF CR-1 BOND FORM FOR CONDITIONS)☐ Government moves to UNSEAL Complaint/Indictment/Information/Entire Case: ☐ GRANTED ☐ DENIED☐ Preliminary Hearing waived.☐ Class B Misdemeanor ☐ Defendant is advised of maximum penalties☐ This case is assigned to Magistrate Judge. Counsel are directed to contact the clerk for the setting of all further proceedings.☐ PO/PSA WARRANT ☐ Counsel are directed to contact the clerk for District Judge for the setting of further proceedings.☐ Preliminary Hearing set for at 4:30 PM☐ PIA set for: at 8:30 AM in LA; at 3:00 PM in Riverside; at 10:00 AM in Santa Ana☐ Government's motion to dismiss case/defendant only: ☐ GRANTED ☐ DENIED☐ Defendant's motion to dismiss for lack of probable cause: ☐ GRANTED ☐ DENIED☒ Defendant executed Waiver of Rights. ☐ Process received.☒ Court ORDERS defendant Held to Answer to Western District of New York @ Buffalo forthwith☐ Bond to transfer, if bail is posted. Defendant to report on or before☒ Warrant of removal and final commitment to issue.☐ Warrant of removal and final commitment are ordered stayed until☐ Case continued to (Date) (Time) AM / PM
Type of Hearing: Before Judge /Duty Magistrate Judge.Proceedings will be held in the ☐ Duty Courtroom ☐ Judge's Courtroom☒ Defendant committed to the custody of the U.S. Marshal ☐ Summons: Defendant ordered to report to USM for processing.☐ Abstract of Court Proceeding (CR-53) issued. Copy forwarded to USM.☐ Abstract of Order to Return Defendant to Court on Next Court Day (M-20) issued. Original forwarded to USM.☐ RELEASE ORDER NO:☐ Other:☒ PSAI hereby attest and certify on 1/24/08
that the foregoing document is a full, true
and correct copy of the original file in
my office, and in my legal custody.CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIACALENDAR/PROCEEDING SHEET
DEPUTY CLERK

Deputy Clerk Initials

Ca
120

THOMAS P. O'BRIEN
United States Attorney
CHRISTINE C. EWELL
Assistant United States Attorney
Chief, Criminal Division
JEAN-CLAUDE ANDRÉ (Cal. Bar No. 213538)
Assistant United States Attorney
1200 United States Courthouse
312 North Spring Street
Los Angeles, California 90012
Telephone: (213) 894-0705
Facsimile: (213) 894-0141
E-mail: jean-claude.andre@usdoj.gov



Attorneys for Plaintiff
United States of America

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

Case No. 08-68-MJ

GOVERNMENT'S NOTICE OF REQUEST
FOR DETENTION

v.

Jose Roman, Jr.
Defendant.

I hereby attest and certify on 1/24/08
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MELONI WARREN
DEPUTY CLERK



Plaintiff, United States of America, by and through its counsel
of record, hereby requests detention of defendant and gives notice
of the following material factors:

1. Temporary 10-day Detention Requested (§ 3142(d))
on the following grounds:

- a. present offense committed while defendant was on
release pending (felony trial), (sentencing),
(appeal), or on (probation) (parole); or
b. defendant is an alien not lawfully admitted for
permanent residence; and

- 1 ___ c. defendant may flee; or
- 2 ___ d. pose a danger to another or the community.
- 3 X 2. Pretrial Detention Requested (§ 3142(e)) because no
- 4 condition or combination of conditions will
- 5 reasonably assure:
- 6 X a. the appearance of the defendant as required;
- 7 ___ b. safety of any other person and the community.
- 8 ___ 3. Detention Requested Pending Supervised
- 9 Release/Probation Revocation Hearing (Rules
- 10 32.1(a)(6), 46(d), and 18 U.S.C. § 3143(a)):
- 11 ___ a. defendant cannot establish by clear and
- 12 convincing evidence that he/she will not pose a
- 13 danger to any other person or to the community;
- 14 ___ b. defendant cannot establish by clear and
- 15 convincing evidence that he/she will not flee.
- 16 ___ 4. Presumptions Applicable to Pretrial Detention (18
- 17 U.S.C. § 3142(e)):
- 18 ___ a. Title 21 or Maritime Drug Law Enforcement Act
- 19 ("MDLEA") (46 U.S.C. App. 1901 et seq.) offense
- 20 with 10-year or greater maximum penalty
- 21 (presumption of danger to community and flight
- 22 risk);
- 23 ___ b. offense under 18 U.S.C. §§ 924(c), 956(a), 2332b,
- 24 or 2332b(g)(5)(B) with 10-year or greater maximum
- 25 penalty (presumption of danger to community and
- 26 flight risk);
- 27 ___ c. offense involving a minor victim under 18 U.S.C.
- 28

1 §§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245,
2 2251, 2251A, 2252(a)(1)-(a)(3), 2252A(a)(1)-
3 2252A(a)(4), 2260, 2421, 2422, 2423 or 2425
4 (presumption of danger to community and flight
5 risk);

6 d. defendant currently charged with an offense
7 described in paragraph 5a - 5e below, AND
8 defendant was previously convicted of an offense
9 described in paragraph 5a - 5e below (whether
10 Federal or State/local), AND that previous
11 offense was committed while defendant was on
12 release pending trial, AND the current offense
13 was committed within five years of conviction or
14 release from prison on the above-described
15 previous conviction (presumption of danger to
16 community).

X

17 5. Government Is Entitled to Detention Hearing

18 Under § 3142(f) If the Case Involves:

- 19 a. a crime of violence (as defined in 18 U.S.C.
20 § 3156(a)(4)) or Federal crime of terrorism (as
21 defined in 18 U.S.C. § 2332b(g)(5)(B)) for which
22 maximum sentence is 10 years' imprisonment or
23 more;
24 b. an offense for which maximum sentence is life
25 imprisonment or death;
26 c. Title 21 or MDLEA offense for which maximum
27 sentence is 10 years' imprisonment or more;
28

1 ___ d. any felony if defendant has two or more
2 convictions for a crime set forth in a-c above or
3 for an offense under state or local law that
4 would qualify under a, b, or c if federal
5 jurisdiction were present, or a combination or
6 such offenses;

7 ___ e. any felony not otherwise a crime of violence that
8 involves a minor victim or the possession or use
9 of a firearm or destructive device (as defined in
10 18 U.S.C. § 921), or any other dangerous weapon,
11 or involves a failure to register under 18 U.S.C.
12 § 2250;

13 X f. serious risk defendant will flee;

14 ___ g. serious risk defendant will (obstruct or attempt
15 to obstruct justice) or (threaten, injure, or
16 intimidate prospective witness or juror, or
17 attempt to do so).

18 ___ 6. Government requests continuance of ___ days for
19 detention hearing under § 3142(f) and based upon the
20 following reason(s):
21 _____
22 _____
23 _____

24 ///

25 ///

26 ///

27 ///

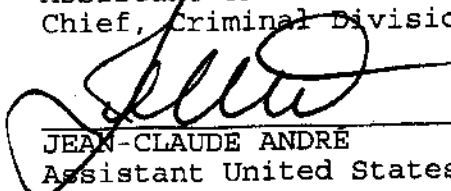
7. Good cause for continuance in excess of three days
exists in that:

DATED: 1/16/08

Respectfully submitted,

THOMAS P. O'BRIEN
United States Attorney

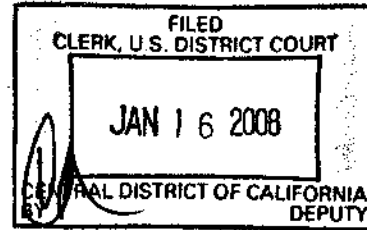
CHRISTINE C. EWELL
Assistant United States Attorney
Chief, Criminal Division


JEAN-CLAUDE ANDRÉ
Assistant United States Attorney

Attorneys for Plaintiff
UNITED STATES OF AMERICA

1 I hereby attest and certify on 1/24/08
2 that the foregoing document is a full, true
3 and correct copy of the original on file in
4 my office, and in my legal custody.

5 CLERK U.S. DISTRICT COURT
6 CENTRAL DISTRICT OF CALIFORNIA
7 **MELONI WARREN**
8 DEPUTY CLERK



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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)

Plaintiff,)

v.)

JOSE ROMAN JR.

Defendant.)

CASE NO. 08-68M

ORDER OF DETENTION

I.

A. () On motion of the Government in a case allegedly involving:

1. () a crime of violence.
2. () an offense with maximum sentence of life imprisonment or death.
3. () a narcotics or controlled substance offense with maximum sentence of ten or more years .
4. () any felony - where defendant convicted of two or more prior offenses described above.
5. () any felony that is not otherwise a crime of violence that involves a minor victim, or possession or use of a firearm or destructive device or any other dangerous weapon, or a failure to register under 18 U.S.C § 2250.

B. ☒ On motion by the Government / () on Court's own motion, in a case

1 allegedly involving:

2 ~~X~~ On the further allegation by the Government of:

3 1. ~~X~~ a serious risk that the defendant will flee.

4 2. () a serious risk that the defendant will:

5 a. () obstruct or attempt to obstruct justice.

6 b. () threaten, injure, or intimidate a prospective witness or juror or
7 attempt to do so.

8 C. The Government () is/ () is not entitled to a rebuttable presumption that no
9 condition or combination of conditions will reasonably assure the defendant's
10 appearance as required and the safety of any person or the community.

11
12 II.

13 A. ~~X~~ The Court finds that no condition or combination of conditions will
14 reasonably assure:

15 1. ~~X~~ the appearance of defendant as required.

16 () and/or

17 2. () the safety of any person or the community.

18 B. () The Court finds that the defendant has not rebutted by sufficient
19 evidence to the contrary the presumption provided by statute.

20
21 III.

22 The Court has considered:

23 A. the nature and circumstances of the offense(s) charged, including whether the
24 offense is a crime of violence, a Federal crime of terrorism, or involves a minor
25 victim or a controlled substance, firearm, explosive, or destructive device;

26 B. the weight of evidence against the defendant;

27 C. the history and characteristics of the defendant; and

28 D. the nature and seriousness of the danger to any person or to the community.

IV.

The Court also has considered all the evidence adduced at the hearing and the arguments and/or statements of counsel, and the Pretrial Services Report/recommendation.

V

The Court bases the foregoing finding(s) on the following:

A. ☒ As to flight risk:

*Unknown bail resources
Prior failure to comply with court orders to
appear*

B. () As to danger:

VI

A. () The Court finds that a serious risk exists the defendant will:

1. () obstruct or attempt to obstruct justice.
2. () attempt to/ () threaten, injure or intimidate a witness or juror.

1 B. The Court bases the foregoing finding(s) on the following:
2
3
4
5
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7
8

9 VII
10

11 A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.

12 B. IT IS FURTHER ORDERED that the defendant be committed to the
13 custody of the Attorney General for confinement in a corrections facility
14 separate, to the extent practicable, from persons awaiting or serving
15 sentences or being held in custody pending appeal.

16 C. IT IS FURTHER ORDERED that the defendant be afforded reasonable
17 opportunity for private consultation with counsel.

18 D. IT IS FURTHER ORDERED that, on order of a Court of the United States
19 or on request

20 of any attorney for the Government, the person in charge of the corrections facility
21 in which defendant is confined deliver the defendant to a United States marshal for
22 the purpose of an appearance in connection with a court proceeding.
23

24
25 DATED: 1/16/08


CARLA M. WOHRLE

UNITED STATES MAGISTRATE JUDGE
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27
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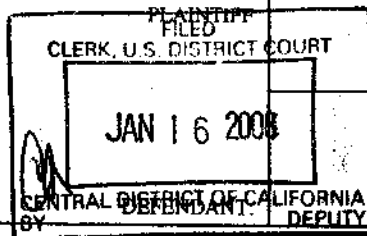
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

CASE NUMBER:

v.

JOSE ROMAN



08-68-M

WAIVER OF RIGHTS
(OUT OF DISTRICT CASES)

I understand that charges are pending in the WESTERN District of NEW YORK
alleging violation of 18 USC § 3146 and that I have been arrested in this district and
(Title and Section / Probation / Supervised Release)

taken before a United States Magistrate Judge, who has informed me of the charge(s) and my rights to:

- (1) have an identity hearing to determine whether I am the person named in the charges;
- (2) receive a copy of the charge(s) against me;

-Check one only-

☐ **EXCLUDING PROBATION OR SUPERVISED RELEASE CASES:**

- (3) have a preliminary examination (unless an indictment has been returned or an information filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing to be held in this district or the district of prosecution; and
- (4) request transfer of the proceedings to this district under Rule 20, Fed.R.Crim.P., in order to plead guilty.

☐ **PROBATION OR SUPERVISED RELEASE CASES:**

- (3) have a preliminary hearing (if the violation charged allegedly occurred in this district, and I am held in custody solely on that charge) under Rule 32.1(b), Fed.R.Crim.P., to determine whether there is probable cause to believe I have violated the terms of my probation/supervised release.

I HEREBY WAIVE (GIVE UP) MY RIGHT(S) TO:

- ☒ have an identity hearing
- ☐ receive a copy of the charges(s) against me
- ☐ have a preliminary examination
- ☐ have an identity hearing, and I have been informed that I have no right to a preliminary examination
- ☐ have an identity hearing, but I request that a preliminary examination be held in the prosecuting district

I hereby attest and certify on 1/24/08
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MELONI WARREN
Deputy Clerk



Jose Roman Jr
Defendant

Myra Lee
Defense Counsel

Carla M. Wadsworth
United States Magistrate Judge

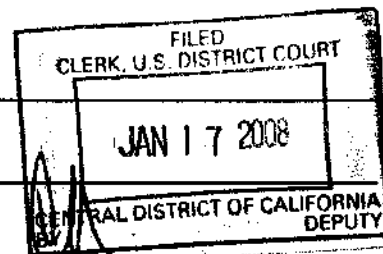
Date: 1/14/08

I hereby attest and certify on 1/24/08
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
MELONI WARREN
DEPUTY CLERK



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA



United States of America

CASE NUMBER
08-00068M

PLAINTIFF(S)

v.

FINAL COMMITMENT AND WARRANT OF REMOVAL
WESTERN District of NEW YORK

Jose Roman, Jr.

At BUFFALO (FORTHWITH)
(City)

DEFENDANT(S).

To: United States Marshal for the Central District of California

The above-named defendant is hereby remanded to your custody and you are hereby ORDERED to remove him/her forthwith, along with a certified copy of this Commitment, to the custodian of a place of confinement within the District of Origin, approved by the Attorney General of the United States, where the defendant shall be received and safely kept until discharged in due course of law.

This defendant was arrested in this District after:

- ☐ filing of a complaint before a U.S. Magistrate Judge
☐ an indictment by a Grand Jury
☒ a bench warrant issued by a U.S. District Judge/Magistrate Judge/Clerk from the District of Origin charging that on or about January 3, 2008, in the District of Origin, the defendant did:
FAILING TO APPEAR BEFORE THE COURT AS REQUIRED BY THE CONDITONS OF RELEASE

in violation of Title(s) 18, U.S.C., Section(s) 3146(a)(1)

The defendant has now:

- ☒ duly waived identity hearing before me on 01/16/2008
☒ duly waived preliminary examination before me on 01/16/2008
☐ had a hearing before me on _____, and it appears that there is probable cause to believe that the offense so charged has been committed and that the defendant has committed it.
☐ had a hearing before me on _____, and it appears that the defendant is the person named as charged, and:
☐ Bail has been set at \$ _____ but has not been posted.
☒ No bail has been set.
☒ Permanent detention has been ordered.
☐ Temporary detention has been ordered.

January 17, 2008
Date

Carla M. Wolke
United States Magistrate Judge

RETURN

Received this commitment and designated prisoner on _____, and on _____, committed him to _____ and left with the custodian at the same time a certified copy of the within temporary commitment.

United States Marshal, Central District of California

Date

Deputy



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

WESTERN DIVISION
312 North Spring Street, Room G-8
Los Angeles, CA 90012
Tel: (213) 894-3535

SOUTHERN DIVISION
411 West Fourth Street, Suite 1053
Santa Ana, CA 92701-4516
(714) 338-4750

SHERRI R. CARTER
District Court Executive and
Clerk of Court

I hereby attest and certify on 1/24/08
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
MELONI WARREN
DEPUTY CLERK



EASTERN DIVISION
3470 Twelfth Street, Room 134
Riverside, CA 92501
(951) 328-4450

January 23, 2008
Western District Of New York
United States District Court
304 United States Courthouse
68 Court Street
Buffalo, NY 14202-3328

Re: Transfer to U.S. Magistrate Judge

Case No. Our case # 08-68 M / Your case #07-M-1054

Case Title: USA v. Jose Roman, Jr.

Dear Sir/Madam:

Pursuant to Rule 40 of the Federal Rules of Criminal Procedure, enclosed are the following:

- ☒ Certified copy of entire case file.
- ☒ Certified copy of docket sheet
- ☐ Letter re status of property bond
- ☐ Original bond enclosed
 - ☐ Original bond to be forwarded by the Fiscal Section
- ☒ Certified copy of final commitment
- ☐ Original Passport
- ☐ Original Declaration re: Passport
- ☒ Other NFPV (not for public view) document #8- Financial Affidavit

Please acknowledge receipt on the copy of this letter and return to this office.

Sincerely,

Clerk, U.S. District Court

By M. WARREN
Deputy Clerk 213-894-8288

cc: U.S. Attorney (Central District of California)
U.S. Attorney (Receiving district)

Receipt of the above-described documents is acknowledged herewith and assigned case number:

Clerk, U.S. District Court

By _____
Deputy Clerk

Date _____